

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION

MONSANTO COMPANY and)	
)	
MONSANTO TECHNOLOGY, LLC,)	
)	
Plaintiffs,)	
)	
vs.)	CIVIL ACTION NO. 4:09-CV-1848
)	
DENNIS GERMANN,)	
)	
Defendant.)	

PROTECTIVE ORDER

WHEREAS, Plaintiffs Monsanto Company and Monsanto Technology LLC (“Monsanto”) seek a protective order to prevent the Defendant from destroying soybean fields or soybean crop residue before Monsanto can inspect and sample the fields from which the Defendant harvests soybeans. Pursuant to Federal Rule of Civil Procedure 26(c), Monsanto proposes that the following provisions shall govern the protective order:

1. This Order prevents the Defendant and any other person or entity acting in concert with the Defendant from destroying any evidence at issue in this lawsuit, including soybean crops or soybean crop residue (either by tilling or by conducting any farm operation that would disturb the crops or crop residue), and/or soybean seeds, wherever they exist and/or are stored, before Monsanto can inspect and sample the soybean fields and storage locations.
2. This Order shall remain in full force and effect until (1) Monsanto’s inspection is completed and reports to the Court that the Order of Protection is no longer necessary; (2)

such time it is modified, amended or rescinded by the Court; or (3) until such time as the parties may petition the Court to modify or amend its terms.

SO ORDERED:

Dated: 11/13/09.


Judge